

## **EXHIBIT C**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

HOWARD HOUSTON,

Plaintiff,

v.

SEWARD & KISSEL LLP,

Defendant.

07 Civ. 6305 (HB)

**NOTICE TO STATE ATTORNEY  
GENERAL CHALLENGING THE  
CONSTITUTIONALITY OF STATE  
STATUTE**

**(Fed. R. Civ. P. 5.1)**

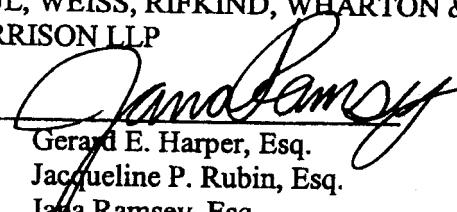
TO THE ATTORNEY GENERAL OF THE STATE OF OREGON:

TAKE NOTICE that attached to this document are:

1. A copy of a notice filed in the United States District Court for the Southern District of New York on October 16, 2007, stating that Seward & Kissel LLP, defendant in this action, has raised a constitutional challenge to ORS 59.115.
2. A copy of the Memorandum in Support of Defendant Seward & Kissel LLP's Motion to Dismiss, in which the constitutional challenge is raised.

Dated: New York, New York  
October 17, 2007

PAUL, WEISS, RIFKIND, WHARTON &  
GARRISON LLP

By: 

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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

HOWARD HOUSTON,

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07 Civ. 6305 (HB)

**NOTICE TO COURT THAT  
ACTION INVOLVES CHALLENGE  
TO CONSTITUTIONALITY OF  
STATE STATUTE**

**(Fed. R. Civ. P. 5.1)**

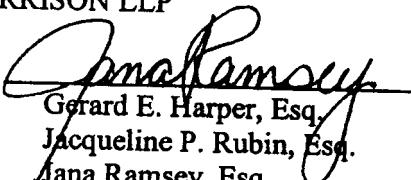
Seward & Kissel LLP, defendant in this action, calls to the attention of this Court, pursuant to Rule 5.1(a) of the Federal Rules of Civil Procedure and Section 2403 of Title 28 of the United States Code, that it challenges the constitutionality of ORS 59.115.

In particular, Seward & Kissel claims that this statute is unconstitutional because it violates the dormant Commerce Clause by impermissibly regulating out of state conduct, and improperly imposes Oregon's regulations and laws on conduct occurring in, and governed by, the laws of another state.

Dated: New York, New York  
October 17, 2007

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